

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Tony Hobson,

Plaintiff(s),

vs.

CO Harper, et al.,

Defendant(s).

2:22-cv-02088-JAD-MD

ORDER GRANTING MOTION

Pending before the Court is *pro se* plaintiff Tony Hobson's *Motion to Serve Last Two Defendants* ("Motion") (ECF No. 53). For good cause shown and because it is unopposed, the Court GRANTS the Motion.

The Court previously granted plaintiff's *Motion for Service* (ECF No. 46). The Order required plaintiff to complete a USM-285 form for each defendant and furnish the forms to the US Marshals. Plaintiff states that he never received the USM-285 forms. The unexecuted summons (ECF Nos. 51, 52) also reflects this. Thus, there is good cause to grant the Motion.

ACCORDINGLY,

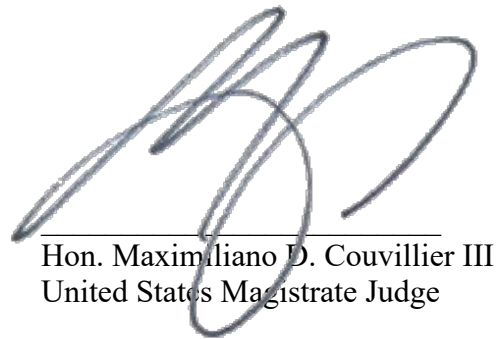
IT IS ORDERED that the *Motion to Serve the Last Two Defendants* (ECF No. 53) is **GRANTED:**

1. The Clerk of Court is directed to send to plaintiff two copies of the USM-285 forms.
2. Plaintiff has 20 days within which to furnish to the U.S. Marshal the required USM-285 forms and return it to the U.S. Marshal, 333 Las Vegas Blvd. South, Suite 2058, Las Vegas, NV 89101.
3. Within 20 days after plaintiff receives a copy of the completed USM-285 forms from the U.S. Marshal, plaintiff must file a notice with the Court stating if defendant(s) was served.

- 1 4. If Plaintiff wishes to have service again attempted on an unserved defendant, a motion must
2 be filed with the Court identifying the unserved defendant and specifying a more detailed
3 name and/or address for said defendant, or whether some other manner of service should be
4 attempted.
- 5 5. The Clerk of Court shall issue summonses for defendants (1) Amir Boone and (2) Jesus Ruiz,
6 and deliver the same, to the U.S. Marshal with the address provided under seal at ECF No.
7 29.
- 8 6. The Clerk of Court shall send sufficient copies of the Second Amended Complaint (ECF No.
9 7); the Screening Order (ECF No. 11); and this Order to the U.S. Marshal for service on
10 defendant defendants (1) Amir Boone and (2) Jesus Ruiz at the addresses provided under seal
11 at ECF No. 29.

12 DATED this 28th day of January 2025.

13 IT IS SO ORDERED.

14 
Hon. Maximiliano D. Couvillier III
United States Magistrate Judge

15 **NOTICE**

16 Pursuant to Local Rules IB 3-1 and IB 3-2, a party may object to orders and reports and
17 recommendations issued by the magistrate judge. Objections must be in writing and filed with the Clerk
18 of the Court within fourteen days. LR IB 3-1, 3-2. The Supreme Court has held that the courts of appeal
19 may determine that an appeal has been waived due to the failure to file objections within the specified
20 time. *Thomas v. Arn*, 474 U.S. 140, 142 (1985).

21 This circuit has also held that (1) failure to file objections within the specified time and (2)
22 failure to properly address and brief the objectionable issues waives the right to appeal the District
23 Court's order and/or appeal factual issues from the order of the District Court. *Martinez v. Ylst*, 951 F.2d
24 1153, 1157 (9th Cir. 1991); *Britt v. Simi Valley United Sch. Dist.*, 708 F.2d 452, 454 (9th Cir. 1983).
25 Pursuant to LR IA 3-1, the plaintiff must immediately file written notification with the court of any

1 change of address. The notification must include proof of service upon each opposing party's attorney,
2 or upon the opposing party if the party is unrepresented by counsel. Failure to comply with this rule may
3 result in dismissal of the action.